IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

-

WRIT PETITION NO : 10253 of 2005

Between:

Abdul subhan, S/o Late Abdul Raheem,
R/o 26/57-A, Chinna Market Street,

Kurnool, Kurnool District

..... PETITIONER

AND

1. Sub Registrar-I, Kurnool, Kurnool District.

2. District Registrar, Kurnool district at Kurnool

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandmaus or any other appropriate Writ and direct the 1st respondent to entertain and accept the sale deeds executed by the petitioner in respect of land in Survey NOs. 93 and 146 of Managalapadu Village, Kurnool and registrar them in accordance with law.

Counsel for the Petitioner: MR.V.VENKATARAMANA
Counsel for the Respondents: GP FOR REVENUE

The Court made the following:

ORDER:

This Writ Petition is filed, seeking directions to the first respondent to entertain and accept the sale deeds executed by the petitioner, in respect of the land covered by Sy.Nos. 93 and 146, situated in Munagalapadu village of Kurnool district, for the purpose of registration.

It is the case of the petitioner that though the petitioner has presented the documents for the purpose of registration on 15-4-2005 and 19-4-2005, but the first respondent has not accepted the said documents for the purpose of registration. It is the case of the petitioner that the respondents cannot refuse to accept the same for registration without recording any valid reason.

On the other hand, it is submitted by the learned Government Pleader appearing for the respondents, that as much as the lands are Inam lands, as such, the registering has refused to accept the said documents for the purpose of registration.

Inasmuch as no orders are passed by the registering authority, recording any valid reason for refusal to register the documents, I dispose of the Writ Petition directing the first respondent to accept the sale deeds and consider the same for the purpose of registration. However, it is made clear, that for any reason, if the said documents can not be registered, it is open for the registering authority to record reasons as contemplated in Part XII of the Indian Registration Act, 1908 and communicate the same to the petitioner.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

28th April, 2005.

Msnr.

// TRUE COPY //

SECTION OFFICER

To

1. The Sub Registrar-I, Kurnool, Kurnool District.

2. The District Registrar, Kurnool District at Kurnool

3. Two CCs to the Government Pleader for Revenue, High Court of A.P., Hyderabad (OUT).

4. Two CD copies

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